

TIVERTON TOWN COUNCIL AGENDA

Tiverton Town Hall

343 Highland Road

Tiverton, Rhode Island 02878

Regular Meeting: Tuesday, October 9, 2012 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 forty-eight (48) hours in advance of the meeting date.

DATE POSTED: 10-04-2012

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Jay Lambert-President Joan B. Chabot Robert D. Coulter

Cecil E. Leonard-Vice President David M. Nelson Brett N. Pelletier

Edward Roderick

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in

its normal sequence on the agenda.

4. A. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

**(C.A.) 1. a. Approval of Minutes From Regular Council Meeting
August 14, 2012**

Councilor Leonard Abstain - Absent

**b. Approval of Minutes From Workshop September 8,
2012**

**c. Approval of Minutes From Regular Council Meeting
September 24, 2012**

Councilor Nelson and Councilor Pelletier Abstained – Absent

**d. Approval of Minutes From Council Special Meeting July 19,
2011**

**e. Approval of Minutes From Special Council Meeting July 18,
2011**

Councilor Nelson Abstained - Absent

**f. Approval of Minutes From Special Council Meeting July 14,
2011**

**g. Approval of Executive Session Minutes From Special Council
Meeting July 14, 2011**

**h. Approval of Executive Session Minutes From Special Council
Meeting June 7, 2011**

**i. Approval of Minutes From Special Council Meeting March 23,
2011**

Councilor Leonard Abstained - Absent

j. Approval of Regular & Executive Session Minutes Special Meeting of March 16, 2011

Councilor Leonard Abstained - Absent

(C.A.) 2. Receipt of Minutes from the Following Boards, Commissions

- a. Board of Canvassers (5)**
- b. Art Council**
- c. Historic Cemetery Commission**
- d. Recreation Commission**
- e. Economic Development Commission**
- f. Planning Board (2)**
- g. Harbor and Coastal Waters Management Commission**
- h. Personnel Board**

(C.A.) 3. Correspondence – Receive and File

- a. Received From Planning Board, Kate Michaud – Two Upcoming Public Workshops From Main Road to Main Street: Using Form Based Codes to Create Streets of Opportunity**
- b. Received From Barbara Pelletier – Move Tiverton Forward**
- c. From Town Treasurer – Financial highlights for August 2012 – Previously Distributed Expense and Revenue Reports**
- d. Representative John Edwards – Correspondence Sent to Scott Avedisian, Mayor Warwick and Chairman of RI Public Transit**

Authority's Board of Directors Regarding RIPTA Service and Sakonnet River Bridge

(C.A.) 4. Approval of Tax Assessor Abatements

(C.A.) 5. Kate Michaud, Administrative Officer of Planning Board – Update on Draft Zoning Ordinance

Amendment Submitted on Behalf of Tiverton Yacht Club, Inc.

(C.A.) 6. Harbormaster David Vannier – Town Code Changes to Chapter 14 – Forwarded to Town Solicitor

(C.A.) 7. Denise Saurette, Treasurer – Distribution of Investment Report

A-7 OPEN PUBLIC FORUM FOR ANNOUNCEMENTS, COMMENTS, QUESTIONS

B –PUBLIC HEARINGS & PUBLIC PRESENTATIONS

1. Public Hearing – Proposed Amendment to Zoning Ordinance Article VIII – Watershed Protection Overlay District

C. BOARD OF LICENSING

1. Sarah Fedenco, The Moose Café, 1160 Stafford Road – Request Hawkers License to Sell Holiday Christmas Trees on Property

D - APPOINTMENTS & RESIGNATIONS:

1. Resignation of Seena Franklin From the Juvenile Hearing Board

E - UNFINISHED BUSINESS:

1. Councilor Pelletier – Update on Website

Town Administrator Recommendation

2. Councilor Coulter – Update on Planning and Zoning Workshop: Issues and Solutions

a. Summary of Workshop Prepared by The Cecil Group

3. Councilor Chabot – East bay Energy Consortium

MET Tower Results/Plan Update

Mr. Plunkett's Memo, Response

F – FINANCIAL BUSINESS:

G - NEW BUSINESS:

1. Councilor Nelson – Proposal by Site Ready Materials for Eagleville Road

a. Planning Board Notice and Application

b. Correspondence From Stone Bridge Fire District Opposing Construction of a Recycling Plant on Eagleville Road

H – BIDS AND REQUESTS FOR PROPOSALS

1. David Vannier, Harbormaster – Request Permission to Advertise to Solicit Bids for a Pump-out Boat

I - TOWN ADMINISTRATOR ITEMS AND ANNOUNCEMENTS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ITEMS AND ANNOUNCEMENTS

1. Brief Update on Tiger Tree/James Pelletier v Tiverton

2. Agenda for October 29th Training on Access to Public Records Act Open Meeting Act and Ethic's Commission Laws

a. Notice

L- TOWN CLERK ANNOUNCEMENTS

5. CLOSED EXECUTIVE SESSION

- 1. Councilor Pelletier - Prospective Business or Industry 42-46-5(a)(6)
– Nonquit School**
- 2. Town Administrator - Collective Bargaining - 42-46-5(a)(2) – IBPO**
- 3. Councilor Chabot – Personnel – 42-46-5(a)(1) – Performance
Evaluation of Town Administrator Notice Provided**

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended

6. ADJOURNMENT Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”